

90th Legislative Session – 2015

Committee: House State Affairs

Wednesday, February 11, 2015
3:30 PM

P - Present
E - Excused
A - Absent

Roll Call

P Bartling
P Bolin
P Haggar (Don)
P Hawley
P Langer
P Mickelson
P Munsterman
P Solum
P Stevens
E Verchio
P Wink
P Westra, Vice-Chair
P Gosch, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Brian G. Gosch.

HB 1078: adopt the South Dakota Nonprofit Corporation Act.

Presented by: Tom Barnett, State Bar Association

MOTION: TO TABLE HB 1078

Moved by: Stevens
Second by: Haggar (Don)
Action: Prevailed by roll call vote. (12-0-1-0)

Voting Yes: Bartling, Bolin, Haggar (Don), Hawley, Langer, Mickelson, Munsterman, Solum, Stevens, Wink, Westra, Gosch

Excused: Verchio

HB 1177: remove certain exceptions to campaign finance report filings.

Presented by: Representative Tim Rounds

Others: Tom Deadrick, Deputy Secretary of State

MOTION: AMEND HB 1177

1177ya

On page 1 of the printed bill, delete lines 4 to 11, inclusive.

On page 2, line 2, overstrike "and".

On page 2, line 3, before "." insert: ; and

- (5) Candidate or candidate committee for any statewide or legislative office whose name appears on the primary ballot, but does not appear on the general election ballot, shall submit a campaign finance disclosure statement, or termination report, which shall be received by the secretary of state by 5:00 p.m. on the second Friday of August following that primary election

On page 2, remove the overstrikes from lines 22 to 24, inclusive.

Moved by: Mickelson

Second by: Solum

Action: Prevailed by voice vote.

MOTION: DO PASS HB 1177 AS AMENDED

Moved by: Mickelson

Second by: Haggar (Don)

Action: Prevailed by roll call vote. (12-0-1-0)

Voting Yes: Bartling, Bolin, Haggar (Don), Hawley, Langer, Mickelson, Munsterman, Solum, Stevens, Wink, Westra, Gosch

Excused: Verchio

HB 1210: prohibit certain meetings of a Legislative committee.

Presented by: Representative Steve Hickey (Handouts: #1)

MOTION: TO TABLE HB 1210

Moved by: Solum

Second by: Langer

Action: Prevailed by roll call vote. (10-2-1-0)

Voting Yes: Bolin, Haggar (Don), Langer, Mickelson, Munsterman, Solum, Stevens, Wink, Westra, Gosch

Voting No: Bartling, Hawley

Excused: Verchio

HB 1219: permit entities to voluntarily disclose ownership on filings with the Office of the Secretary of State.

Presented by: Representative Kent Peterson

Proponents: Tom Deadrick, Deputy Secretary of State
Matthew Mccauley, South Dakota Trust Company, LLC

MOTION: AMEND HB 1219

1219ra

On page 3, line 4, of the printed bill, delete everything after "(31)" and insert "Amended annual report, \$25;".

On page 3, delete line 5.

On page 3, delete lines 11 to 24, inclusive.

On page 4, delete lines 1 to 18, inclusive.

On page 4, after line 18, insert:

" Section 4. That § 57A-9-528 be amended to read as follows:

57A-9-528. For each effective financing statement filed pursuant to this chapter, three dollars

of the fee collected pursuant to § 57A-9-525, and the computer search fee assessed pursuant to § 57A-9-525, shall be deposited in the financing statement and annual report filing fee fund. For each annual report filed pursuant to § 59-11-24 in fiscal years 2010 and 2011, three dollars of the fee collected shall be deposited in the financing statement and annual report filing fee fund. For each annual report filed pursuant to § 59-11-24 in fiscal year 2012 and each year thereafter, one dollar of the annual report fee shall be deposited in the financing statement and annual report filing fee fund. For each amendment of an annual report filed pursuant to § 59-11-24 in fiscal year 2016 and each year after, the fee for the amendment shall be deposited in the financing statement and annual report filing fee fund.

Section 5. This Act is effective January 1, 2016."

Moved by: Mickelson
Second by: Solum
Action: Prevailed by voice vote.

MOTION: DO PASS HB 1219 AS AMENDED

Moved by: Haggard (Don)
Second by: Munsterman
Action: Prevailed by roll call vote. (12-0-1-0)

Voting Yes: Bartling, Bolin, Haggard (Don), Hawley, Langer, Mickelson, Munsterman, Solum, Stevens, Wink, Westra, Gosch

Excused: Verchio

HJR 1004: Proposing and submitting to the electors at the next general election an amendment to Article III, section 5 of the Constitution of the State of South Dakota, relating to legislative redistricting.

Presented by: Representative Peggy Gibson
Proponents: Matt Sibley, South Dakota Farmers Union
Matt Sibley, Huron, self
Frank Kloucek, Scotland, self

MOTION: DEFER HJR 1004 TO THE 41ST LEGISLATIVE DAY

Moved by: Westra
Second by: Haggard (Don)
Action: Prevailed by roll call vote. (10-2-1-0)

Voting Yes: Bolin, Haggar (Don), Langer, Mickelson, Munsterman, Solum, Stevens, Wink, Westra, Gosch

Voting No: Bartling, Hawley

Excused: Verchio

HJR 1005: Designating Oglala Lakota County as the new name of Shannon County.

Presented by: Representative Kevin Killer

Proponents: Senator Jim Bradford
Jesse Short Bull, Interior, SD, self

MOTION: DO PASS HJR 1005

Moved by: Hawley

Second by: Bartling

Action: Prevailed by roll call vote. (12-0-1-0)

Voting Yes: Bartling, Bolin, Haggar (Don), Hawley, Langer, Mickelson, Munsterman, Solum, Stevens, Wink, Westra, Gosch

Excused: Verchio

MOTION: ADJOURN

Moved by: Solum

Second by: Mickelson

Action: Prevailed by voice vote.

Glenda Woodburn
Committee Secretary

Brian G. Gosch, Chair